

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Document # 7

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SIMON

USCA NO. \_\_\_\_\_

-v-

SDNY NO. 08cv00065

JUDGE: KMW

DATE: 2/07/2008

Federal Prison Industries, Inc. et al  
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INDEX TO THE RECORD ON APPEAL

PREPARED BY (NAME) Nezam D.  
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DISTRICT COURT DOCKET ENTRIES -----

DOCUMENTS

DOC#

\_\_\_\_\_  
Clerk's Certificate

\_\_\_\_\_  
See Attached List of Numbered Documents

\_\_\_\_\_  
Only Circled Documents Included

( ☒ ) Original Record

( ☐ ) Supplemental Record

The record in the above entitled case was indexed to the U.S.C.A  
for the Second Circuit on the 7<sup>th</sup> Day of February, 2008.

**United States District Court for  
the Southern District of New York**

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SIMON

-V-

Federal Prison Industries, Inc. et al  
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Date: 2/07/2008

U.S.C.A. # \_\_\_\_\_

U.S.D.C. # 08cv00065

D.C. JUDGE KMW

**Clerk's Certificate**

I, J. Michael McMahon, Clerk of the Court of the United States District Court for the Southern District of New York, do hereby certify that the certified copy of the docket entries and the original filed papers numbered 1 Through 6, inclusive, constitutes the Original record on appeal in the above entitled proceedings except for the following missing documents:

**Date Filed**

**Document Description**


In Testimony Whereof, I have caused the seal of said Court to be hereunto affixed, at the City of New York, this 7<sup>th</sup> Day of February In this year of our Lord, Two Thousand and Eight, and the Independence of the United States this 232<sup>nd</sup> year.

**J. Michael McMahon, Clerk**

By \_\_\_\_\_

Deputy Clerk

APPEAL, CLOSED, PRO-SE

**U.S. District Court**  
**United States District Court for the Southern District of New York (Foley Square)**  
**CIVIL DOCKET FOR CASE #: 1:08-cv-00065-KMW**  
**Internal Use Only**

Simon v. Federal Prison Industries, Inc. et al  
Assigned to: Judge Kimba M. Wood  
Cause: 28:1331 Fed. Question: Other

Date Filed: 01/04/2008  
Date Terminated: 01/04/2008  
Jury Demand: Plaintiff  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

Date Filed	#	Docket Text
01/04/2008	<u>1</u>	DECLARATION IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Charles Simon. (laq) (Entered: 01/08/2008)
01/04/2008	<u>2</u>	NOTICE of MOTION. Document filed by Charles Simon. (laq) (Entered: 01/08/2008)
01/04/2008	<u>3</u>	AFFIDAVIT/AFFIRMATION ORDER TO SHOW CAUSE FOR PRELIMINARY INJUNCTION. Document filed by Charles Simon. (laq) (Entered: 01/08/2008)
01/04/2008	<u>4</u>	COMPLAINT against Thomas L. Ambro, Marjorie O. Rendell, Neil R. Gillagher, Christopher J. Christie, Nicholas H. Politan, Ricardo M. Urbina, Mark Wolf, Joseph L. Tauro, Arthur R. Randolph, Judith A. Rogers, David S. Tatel, Sandra L. Lynch, Kermit V. Lipez, Jeffrey R. Howard, Federal Prison Industries, Inc., Steve Shcwalb, Karolyn D. Robinson, Wallace H. Cheney, Faith S. Hochberg, Robert E. Cowen, Brooks D. Smith, Jane R. Roth. Document filed by Charles Simon. (laq) (Entered: 01/08/2008)
01/04/2008		Magistrate Judge Kevin N. Fox is so designated. (laq) (Entered: 01/08/2008)
01/04/2008	<u>5</u>	ORDER OF DISMISSAL Accordingly, the complaint, filed in forma pauperis under 28 U.S.C. 1915(a)(1), is dismissed pursuant to 28 U.S.C. 1915(e)(2). The Order to Show Cause and plaintiffs motion for a preliminary injunction are both denied. Plaintiff must submit an affirmation to this Court's Pro Se Office within (20) days of the days of this order, showing cause as to why this court should not bar Plaintiff from filing any future civil action in this Court in forma pauperis without first obtaining the Court's leave to file. We certify pursuant to 28 U.S.C. 1915(a)(3) that any appeal from this order would not be taken in good faith (Signed by Judge Kimba M. Wood on 1/4/2008) (gf) (Entered: 01/08/2008)
01/08/2008	<u>6</u>	NOTICE OF APPEAL from 5 Order Dismissing Complaint (I.F.P.). Document filed by Charles Simon. Copies mailed to attorney(s) of record: Attorney General, NYS. (tp) (Entered: 02/06/2008)
01/08/2008		Appeal Remark as to 6 Notice of Appeal filed by Charles Simon. \$455.00 APPEAL FEE DUE. IFP REVOKED 1/4/08. (tp) (Entered: 02/06/2008)
02/06/2008		Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: 6 Notice of Appeal. (tp) (Entered: 02/06/2008)
02/06/2008		Transmission of Notice of Appeal to the District Judge re: 6 Notice of Appeal. (tp) (Entered: 02/06/2008)